

REPLY IS MERELY EFFORT FOR TIME

Attorney-General of West Virginia Files His Answer in State Debt Case.

TWO QUESTIONS AT ISSUE

Mr. Lilly Says His Commission Is Making Honest Effort at a Settlement.

[Special to The Times-Dispatch.]
Washington, October 14.—On behalf of the State of West Virginia and the West Virginia debt commission, Attorney-General A. A. Lilly, of West Virginia, today filed in the Supreme Court of the United States a reply brief in answer to that sought again in a short time ago by Attorney-General Samuel W. Williams, of Virginia, the latter asking that final decree be rendered in the now much-discussed Virginia-West Virginia debt case.

The brief submitted today is a plea for time and an effort, apparently, to have the court believe that West Virginia has been brought into court just at a time when she was negotiating for a real settlement of the case. The Supreme Court decided in 1911 that West Virginia should pay Virginia \$7,000,000 as her part of the debt contracted for internal improvements before the Old Dominion was divided. The interest feature was left for adjustment between the two States. What has since been done is now well known to those who have followed the matter.

Two questions at issue. After stating in a general way, in the brief submitted today, that West Virginia has been brought into court, to her astonishment and surprise, just at a time when it seemed that something tangible might result in the way of a settlement between the two States, Mr. Lilly said that there were just two questions at issue. "Is the West Virginia commission making a present effort, in good faith, to negotiate a settlement of West Virginia's equitable portion of the Virginia debt in accordance with the suggestion of this court, and if there is a present and sincere effort to that end on the part of the West Virginia commission, does the fact that it is under the necessity of reporting back to the Governor and Legislature of West Virginia the result of its negotiations enmesh the commission and render its negotiations among empty form."

Mr. Lilly answers the first question in the affirmative and the second by saying "no."

Reasons for conclusions. The reasons for reaching such conclusions are then set out at length, and it is said:

The response filed to the motion herein, together with exhibits therewith, shows that the West Virginia Commission has not ceased its action from the time of its organization, June 10, 1912, to the present time, and that it is still active along the line of negotiation, knowing the tendency of the present motion.

Indeed, upon the very date that this motion bears and before notice thereof had been received in the State of West Virginia, the chairman of West Virginia Commission, in consequence of a resolution adopted by a sub-committee, mailed a letter to the chairman of the Virginia Commission, informing the Virginia Commission that the West Virginia Commission has in course of preparation application looking to a settlement, to be presented to your commission at the earliest moment.

Plan is for time. It is then stated that it would probably take several months to complete this preliminary negotiation, and that then the matter would have to be submitted to the Legislature, and that that body would have to find some way to

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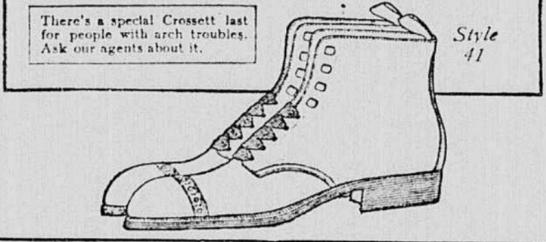
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ATTACK ON BOSSES MADE BY POLLARD

Next Attorney-General Denounces Political Machine and the Fee System.

Norfolk, Va., October 14.—John Gariand Pollard, the next Attorney-General of Virginia, was the principal speaker at a meeting of the Citizens party, held in the new Wells Theatre tonight. He was greeted by a large audience, and his speech, which was a denunciation of the machine, both State and local, the fee system and the "boss" was well received. A number of citizens identified with the local organizations

attended the meeting, and they, too, joined in the reception extended the visitor.

Mr. Pollard declared the time was near at hand when all machines and bosses were certain to be beaten. He declared the fee system was a sin and should not be tolerated. "In Richmond the clerks of the court receive a higher salary than the Governor of the State," he said. "In Norfolk the combined salaries of the President of the United States and his Cabinet. An effort to pass a bill compelling fee officers to make public their income was defeated in the last Legislature by a lobby led by no other than your own Jimmy Trehy, of Norfolk."

Mr. Pollard declared the victory of the Straightshots last week was an indication that the people had awakened and were ready to beat the machine. He referred to his own election also as proof that the machine was on the wane. He said the people of Virginia had been "skinned" for twenty-five years by the machine, and that some of the leaders believed the voters had become accustomed to it and did not want a change.

Other speeches were made by candidates of the Citizens party, including R. W. Peartree, who is opposing James V. Trehy for clerk of the courts. Mr. Peartree devoted his speech to an attack on Mr. Trehy's politics and the fee system.

Confession—Richmond, Va., October 14.—Percy Stuart Coffey, of Newport News, and James S. Finch, a telegraph operator, has filed a voluntary petition in the Federal court for the relief of debtors, being scheduled at \$655, with no assets.

The creditors listed in the schedule are located at Orange, N. J., Monmouth Junction, N. J., and N. J., Mr. Holly, N. J., Pemberton, N. J., Hopewell, Farmville, Richmond, Rapidan, Rustburg and Lynchburg.

Operator Is Bankrupt.

FLORIDA FACES JAPANESE OWNERSHIP

Mr. Clark Protests to Governor Against Their Acquiring Large Land Holdings.

ASKS FOR AN EXTRA SESSION

Would Have Legislature Prohibit Former Governor From Making Sale of Land.

[Special to The Times-Dispatch.]
Washington, October 14.—Congressman Frank Clark, of Florida, today sent to Governor Park Trammell, of that State, a telegraphic demand that the State Legislature be convened in special session to pass a law prohibiting Japanese ownership of land in Florida.

The action of Mr. Clark follows the making public of the fact that a party of Japanese is now in Florida looking over lands owned by former Governor W. S. Jennings. These Japanese came from California, where a land law against which Japan protested deprives them of the right to own realty.

Ultimate Purpose Is War.

In his telegram to Governor Trammell, Congressman Clark says: "Japan is looking for more territory. It is her purpose to colonize a large part of Mexico, and it is also her purpose to locate within the borders of continental United States as many thousands and hundreds of thousands of Japanese as we will permit, her ultimate purpose being war with this country. She has attempted today to practically every college in the United States."

"I am reliably informed that the Japanese government is actually furnishing money to the subjects of the Mikado with which to purchase land in the United States. What does all this mean? Don't you believe that we should take every possible step to be prepared if the worst should come?"

Protect the White People.

"It is in your power to protect the white people of Florida against an influx of this undesirable, massimilable yellow race. You can call the Legislature into extraordinary session and let our State follow the example of California and forever close our doors to these Asiatics. Shall we endanger our civilization and jeopardize the integrity of our race in order solely that a few land sharks may win fat? God forbid. Let Florida say to all the world: 'We want honest white settlers, no matter from where they come; we will welcome the Caucasian race, no matter what his nationality, his religion or his politics; but Florida has not one inch of soil for immigrants of the black or yellow races.'"

Congressman Clark says he wants no further complication of race problems; that the negro problem is sufficient for Florida to handle at this time.

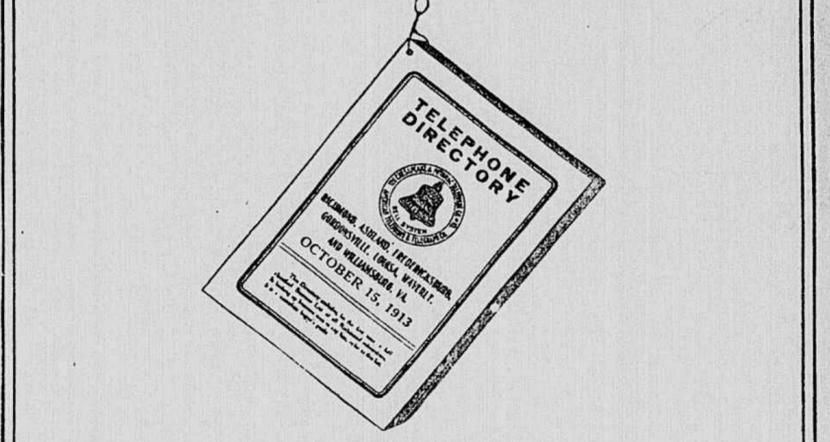
DESTROYED BY FIRE

Emporia Machine Company's Warehouse Burns, Causing \$2,000 Loss.

Emporia, Va., October 14.—The burning of the warehouse of the Emporia Machine Company, which was destroyed by fire, is the principal business block of North Emporia in danger, and but for the prompt and energetic fight made by the department, led by Chief J. O. Miller, several hundred thousand dollars' worth of property would have been consumed by the flames. The origin of the fire is not known. The amount of damage done will approximate \$2,000, half of which is covered by insurance.

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ALDERMEN IN LONG AND STORMY SESSION

Lock Horns Over Ordinances for Juvenile Home and Ninth Street Paving.

With only two members of the body absent, the Board of Aldermen wasted into a crowded docket at 8 o'clock last night and wrestled with it until fifteen minutes of midnight. Alderman Perdue was reported ill, and Alderman Gunt had been called out of the city on important business. For the first time in many months Alderman Biley, whose business, until recently, has kept him in Norfolk, was in his accustomed seat.

The members showed a disposition to fight from the beginning. The first contest came on a measure, reported with the approval of the Ordinance and Finance Committees, amending the present ordinance with regard to juvenile delinquents to permit the Mayor to select and lease the home which takes care of the youthful offenders pending their committal to a State institution.

Would Abridge Power. Aldermen Powers and Disney thought the ordinance delegating to the Mayor powers that were too wide, and wanted the measure amended to give the Council the right to pass upon his selection of the home. The amendment failed by a vote of 7 to 5. When the measure was put upon its passage it failed by the same vote. Shortly before adjournment Aldermen Powers underwent a change of spirit and secured a reconsideration of the vote by which the ordinance was lost. When it was again put upon its passage it was concurred in unanimously.

The Aldermen clashed again over a resolution, reported with the approval of the Finance Committee, transferring \$3,325.77, the amount left over from the appropriation for smooth-paving Broad Street, to a new account for paving with asphalt block Ninth Street, Alderman Biley and Broad Streets. Alderman Puller opposed the measure because it was before the body without the approval of the Administrative Board.

Attacks Finance Committee. "I am absolutely and tactfully opposed to the Finance Committee's dictation of Richmond's Street improvement policy," said Mr. Puller. "We pay the Administrative Board \$25,000 a year to take care of the amount left over from the appropriation for smooth-paving Broad Street, and yet this matter, I am informed, has never been approved by it. I am opposed to tearing up a street that is in good condition to put down a better pavement, when streets in the outlying sections of the city are ignored. This body should be first just and then liberal."

Aldermen Powers took exception to Mr. Puller's attack on the Finance Committee, explaining that the measure originated in the Common Council and was passed by the committee solely upon its merits. It was not true, he said, that the amount of the measure, the city's street improvement program. It sought at all times, he said, to act without respect to ward or sectional lines.

The measure was up for concurrence, and when put upon its passage failed to muster the two-thirds vote necessary for its approval. Alderman Powers changed his vote from aye to no and secured a reconsideration of the vote, and the measure was tabled.

Palms Law Recommended. The ordinance to tax palmists and clairvoyants \$50 a week met an unexpected objection. A letter was presented to the Board from a palmist who has been a resident of the city for twenty years, asking for a hearing before the measure was made law, and Alderman Biley and Mitchell made a strong plea for its recommendation. It was sent back to the Ordinance Committee to afford interested persons a chance to be heard.

Councilman Moore's ordinance to regulate the lighting of motion picture theatres was passed after the incorporation of an amendment making the Chief of Police, instead of the City Electrician, the judge of the proper amount of light. The ordinance goes to the Common Council for concurrence in the amendment.

For Police Headquarters. With the report of the Finance Committee that the First Baptist Church had no objection to its passage, the Board concurred in a resolution appropriating \$1,500 for the rental of the Florence property on Broad Street for use as new police headquarters. Other measures passed by the Board were as follows:

Dismissing the condemnation proceedings instituted for ascertaining the cost of property desired by the city for opening an approach to the Mayo Bridge from Main Street. The measure was up for concurrence.

Increasing the salary of the Registrar of Vital Statistics of the Health Department to \$1,350 a year sent back to the Ordinance Committee to institute proceedings before the State Corporation Commission to prevent the

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present owners of the Dock, from Fourteenth to Seventeenth Streets, from closing it as a public waterway. The measure was up for concurrence.

Believing the Young Women's Christian Association from the payment of \$263.33 taxes assessed against property recently acquired by the association. Appropriating \$100 for Richmond's membership in the Atlantic Deeper Waterways Association, and \$200 to pay the expenses of the Mayor and one other delegate to the national convention of the association to be held this fall in Jacksonville, Fla.

Increasing the salaries of three clerks in the office of the City Treasurer to \$1,500 a year.

Authorizing the City Attorney to employ an assistant clerk and stenographer at a monthly salary of \$75.

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